



11-13-03

3731

## Express Mail Mailing Label No. EL988705877US

TRANSMITTAL  
FORM

Application Serial Number	09/579,909
Filing Date	May 26, 2000
First Named Inventor	Gellman
Group Art Unit	3731
Examiner Name	Uyen T. Ho
Attorney Docket No.	BSC-035CN
Patent No.	Not applicable
Issue Date	Not applicable

## ENCLOSURES (check all that apply)

- |   |   |  |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Check Attached<br><input type="checkbox"/> Copy of Fee Transmittal Form<br><input checked="" type="checkbox"/> Amendment and Response (5 pgs.)<br><input type="checkbox"/> Preliminary<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____]<br><input type="checkbox"/> Petition for Extension of Time<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Form PTO-1449<br><input type="checkbox"/> Copies of IDS Citations<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Sequence Listing submission<br><input type="checkbox"/> Paper Copy/CD<br><input type="checkbox"/> Computer Readable Copy<br><input type="checkbox"/> Statement verifying identity of above | <input type="checkbox"/> Copy of Notice to File Missing Parts of Application<br><input type="checkbox"/> Formal Drawing(s)<br><input type="checkbox"/> Request For Continued Examination (RCE) Transmittal<br><input type="checkbox"/> Power of Attorney (Revocation of Prior Powers)<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application<br><input type="checkbox"/> Small Entity Statement<br><input type="checkbox"/> CD(s) for large table or computer program<br><input type="checkbox"/> Amendment After Allowance<br><input type="checkbox"/> Request for Certificate of Correction<br><input type="checkbox"/> Certificate of Correction (in duplicate) | <input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences<br><input type="checkbox"/> Appeal Brief (in triplicate)<br><input type="checkbox"/> Status Inquiry<br><input checked="" type="checkbox"/> Return Receipt Postcard<br><input type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8<br><input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8<br><input type="checkbox"/> Additional Enclosure(s) (please identify below) |
|---|---|--|

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Express Mail Mailing Label No. EL988705877US

PATENT  
Atty. Docket No. BSC-035CN  
(1002/537)

#18/F  
SR  
11-25-03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Gellman *et al.* CONFIRMATION NO.: 9128  
SERIAL NUMBER: 09/579,909 GROUP NUMBER: 3731  
FILING DATE: May 26, 2000 EXAMINER: Uyen T. Ho  
TITLE: Bone Anchors for Bone Anchor Implantation Device

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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**Amendment and Response**

This paper is respectfully submitted in response to an Office communication, Paper No. 17 entitled Notice of Non-Compliant Amendment, mailed from the U.S. Patent and Trademark Office on October 23, 2003 and an Office action, Paper No. 15, mailed from the U.S. Patent and Trademark Office on October 23, 2003.

Applicants respectfully request entry of the following amendment and passage of the claim to allowance.

Please amend the above-identified application as follows, without prejudice:

- Amendments to the Claims are reflected in the listing of the claims that begins on page 2 of this Amendment and Response.
- Remarks/Arguments begin on page 4 of this Amendment and Response.